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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 IN RE DANIEL H. GOVIND,

12 Plaintiff.

No. C 13-00346 EJD (PR)

13 ORDER GRANTING EXTENSION
14 OF TIME TO FILE COMPLETE *IN*
15 *FORMA PAUPERIS* APPLICATION
16 AND COMPLAINT TO REOPEN
THIS ACTION

17 On March 26, 2013, the Court dismissed the instant civil rights action without
18 prejudice for Plaintiff's failure to pay the filing fee or file a complaint, and a judgment of
19 dismissal without prejudice was entered. (Docket No. 4.)

20 On April 17, 2013, Plaintiff filed and "Objection to default judgment" which the
21 Court construes as a motion for reconsideration. Plaintiff asserts that he had timely
22 completed and sent the In Forma Pauperis ("IFP") Application in March 2013, and that he
23 had sent a request to the Mailroom Supervisor to verify his trust account and forward it to
24 the Court. (Docket No. 6.) Plaintiff has provided a copy of the IFP application.
25 However, the application is incomplete because Plaintiff failed to provide a Certificate of
26 Funds in Prisoner's account completed and signed by an authorized prison official and a
27 copy of his prisoner trust account statement showing transactions for the last six months.
28 Nor has the Court received these documents from prison officials.

1 Furthermore, Plaintiff has yet to file a proper complaint using the court's form
2 complaint. In the interest of justice, the Court will provide Plaintiff an extension of time
3 to reopen this action **within twenty-eight (28) days** from the date of this order. In that
4 time, Plaintiff must file a proper complaint using the court's form complaint and file the
5 necessary documents to complete his IFP application. If Plaintiff fails to do either in the
6 time provided, this action shall remain closed.

7 The Clerk shall enclose two copies of the court's form complaint and two blank
8 Certificate of Funds in Prisoner's account forms with a copy of this order to Plaintiff.

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10 DATED: 5/1/2013


EDWARD J. DAVILA
United States District Judge

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

IN RE DANIEL H. GOVIND,
Plaintiff.

Case Number: CV13-00346 EJD

CERTIFICATE OF SERVICE

_____/

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on 5/2/2013, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Daniel H. Govind K-17945
California Institution for Men
A-OH-117L
PO Box 368
Chino, CA 91708

Dated: 5/2/2013

Richard W. Wieking, Clerk
/s/ By: Elizabeth Garcia, Deputy Clerk